

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.

ROBERT KIRBY WELLS,  
  
Debtor.

ALLIANZ LIFE INSURANCE COMPANY  
OF NORTH AMERICA,  
  
Garnishee.

Case No. 2:24-MC-00413-WBS-SCR

**[PROPOSED] FINDINGS AND  
RECOMMENDATIONS FOR FINAL  
ORDER OF CONTINUING GARNISHMENT**

Criminal Case No. 2:21-CR-00164-WBS

The Court, having reviewed its files and the United States' Request for Findings and Recommendations for Final Order of Continuing Garnishment, and good cause appearing, hereby recommends a Final Order of Continuing Garnishment be granted.

Accordingly, IT IS RECOMMENDED that:

1. The United States' Request for Findings and Recommendations for Final Order of Continuing Garnishment be GRANTED;
2. Garnishee Allianz Life Insurance Company of North America be directed to pay the Clerk of the United States District Court all funds held by Garnishee in which Debtor has an interest

1 within fifteen (15) days of the filing of the Final Order. Payment shall be made in the form of a check,  
2 money order, or company draft, made payable to the "Clerk of the Court" and delivered to:

3 Office of the Clerk  
4 501 I St., Rm. 4-200  
5 Sacramento, CA 95814

6 The criminal docket number (**2:21-CR-00164-WBS**) shall be stated on the payment instrument;

7 3. The Court shall retain jurisdiction to resolve matters through ancillary proceedings in the  
8 case, if necessary; and

9 4. The garnishment shall terminate when the payment is deposited with the Clerk of the  
10 Court.

11 These findings and recommendations are submitted to the United States District Judge assigned  
12 to the case pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen (14) days, after being  
13 served with these findings and recommendations, any party may file written objections with the court  
14 and serve a copy on all parties. Such a document should be captioned "Objections to Magistrate Judge's  
15 Findings and Recommendations." Failure to file objections within the specified time may waive the  
16 right to appeal the District Court's order. *Turner v. Duncan*, 158 F.3d 449, 455 (9<sup>th</sup> Cir. 1998); *Martinez*  
17 *v. Ylst*, 951 F.2d 1153, 1156-57 (9<sup>th</sup> Cir. 1991).

18 Dated: May 14, 2025

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20 SEAN C. RIORDAN  
21 UNITED STATES MAGISTRATE JUDGE  
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